## UNITED STATES DISTRICT COURT

## EASTERN DISTRICT OF TEXAS

NATHAN JOEL NICHOLS, JR.,	§	
Petitioner,	8 8 9	
versus	§ §	CIVIL ACTION NO. 1:14-CV-367
DIRECTOR, TDCJ-CID,	§ §	
Respondent.	§ §	

## MEMORANDUM ORDER ADOPTING THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

Petitioner Nathan Joel Nichols, Jr., an inmate formerly at the Gist State Jail, proceeding *pro se*, brings this petition for writ of habeas corpus.

The court referred this matter to the Honorable Zack Hawthorn, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court. The magistrate judge recommends that petitioner's motion to proceed *in forma pauperis* be denied.

The court has received and considered the Report and Recommendation of United States Magistrate Judge, along with the record, pleadings and all available evidence. No objections to the Report and Recommendation of United States Magistrate Judge were filed by the parties.

## ORDER

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED**. It is therefore

**ORDERED** that petitioner's motion to proceed in forma pauperis is **DENIED**.

SIGNED at Beaumont, Texas, this 28th day of October, 2014.

MARCIA A. CRONE UNITED STATES DISTRICT JUDGE

Maria a. Crone